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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Junya Kaku**

Group Art Unit: 2169

Serial No.: **10/542,005**Examiner: **Vei-Chung Liang**Filed: **July 12, 2005**P.T.O. Confirmation No.: **8929**Docket: **050445**Date: **October 6, 2008**For: **DATA STRUCTURE OF MENU DISPLAY
CONTROL DATA AND
MENU DISPLAY DEVICE****SUBMISSION OF NOTICE OF APPEAL**Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450
Sir:

The Applicant submitted a Second Amendment After Final Rejection on **October 3, 2008**, and **paid an extension fee** with that paper. Therefore, **no extension fee is due** with this paper. However, this is a petition for appropriate extension of time if needed and fees needed to enter this paper may be charged to Deposit Account No. 01-2340.

Respectfully submitted,

KRATZ, QUINTOS & HANSON, LLP


Nick S. Bromer

Attorney for Applicant

Reg. No. 33,478

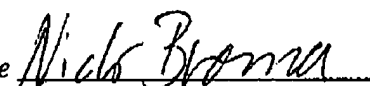
NSB/lrj
Atty. Docket No. **050445**
Suite 400
1420 K Street, N.W.
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Nick Bromer (reg. no. 33,478)

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PTO/SB/31 (09-08)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 050445	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] October 6, 2008		In re Application of Junya Kaku	
Signature <u>Nick S. Bromer</u>		Application Number 10/542,005	Filed July 12, 2005
Typed or printed name Nick S. Bromer		For Data Structure of Menu Display ...	
		Art Unit 2169	Examiner Vei-Chung Liang
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.			
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		\$ 540.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ _____	
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
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<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>01-2340</u>			
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I am the		<u>Nick S. Bromer</u> Signature	
<input type="checkbox"/> applicant/inventor.		Nick S. Bromer Typed or printed name	
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)		202-659-2930 Telephone number	
<input checked="" type="checkbox"/> attorney or agent of record. Registration number _____		October 6, 2008 Date	
<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____			
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.			
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